IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 2543 of 2004(C)

PETITIONER:

G. RAMACHANDRAN, EPIGRAPHIST,
SREE VISHAKOM TIRUNAL SCHOOL OF EPIGRAPHY,
KESAVADASAURAM, THIRUVANANTHAPURAM.

BY ADV. SRI.G.SURARSHAN

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
SECRETARY, CULTURAL DEPARTMENT.

2. DIRECTOR OF ARCHAEOLOGY,
GOVERNMENT OF KERALA.

3. ACCOUNTANT GENERAL OF KERALA,
(A & E), THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 2543/2004 C

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE NOTIFICATION NO. 4346/B1/89/ CAD FOR SELECTION LIST ISSUED BY THE R1 DT. 25/6/92.

EXT.P2. COPY OF THE GO RT NO. 55/00/CAD DT. 4/2/00.

EXT.P3. COPY OF THE GO P NO. 600/93/FIN DT. 25/09/93.

EXT.P4. COPY OF THE GO RT NO. 175/01/CAD DT. 9/4/01.

EXT.P5. COPY OF THE PAY SLIP NO. GE. 13/D/ARCH/379 DT. 1/6/01 BY THE AG.

EXT.P6. COPY OF THE LETTER AND RESH PAY SLIP GE/13/D/ARC/1237/6767 DT. 4/2/2003 BY THE AG.

EXT.P7. COPY OF THE REPRESENTATION DT. 25/08/2003.

EXT.P8. COPY OF THE REPLY LETTER DT. 4/11/2003 BY THE R3.

True copy

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KURIAN JOSEPH J.

W.P.(C) No.2543 of 2004

Dated 13th June, 2007.

J U D G M E N T

Petitioner is aggrieved by Exts.P6 and P8 proceedings initiated by the Accountant General with regard to alleged wrong fixation of pay and the consequential recovery. According to the petitioner, the pay originally fixed is proper. But it is stated in the counter affidavit that the petitioner, as a matter of fact, obtained promotion to the post of Epigraphist with effect from 3.6.1981 and he was transferred and posted as Documentation Officer on 24.6.1987. It is the stand of the petitioner that it is not a case of promotion, but a case of posting alone. Be that as it may, since the objection is raised by the Accountant General, the petitioner is entitled to have his grievance represented before the Government, and considered by the Government. Accordingly, the writ petition is disposed of as follows :-

It will be open to the petitioner to file an appropriate representation before the Government against the objection raised by the Accountant General within two months from today, in which case, the matter will be duly considered by the

Government with notice to the petitioner and appropriate orders in accordance with law will be passed, within another four months. The interim order passed by this Court on 22.1.2004 will continue till such time.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 2003

J U D G M E N T

Dated 13th June, 2007.